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March 11, 2002

WRITER'S DIRECT NUMBER: · (202) 371-2589 **INTERNET ADDRESS:** LARRYB@SKGF.COM

Commissioner for Patents Washington, D.C. 20231

Art Unit 1646

Re: U.S. Utility Patent Application

Appl. No. 09/967,321; Filed: October 1, 2001

For: Methods

BLACKBURN et al. Inventors:

Our Ref: 0623.0860002/LBB/Y-W

Sir:

Transmitted herewith for appropriate action are the following documents:

- Copy of Notice to File Missing Parts of Application;
- Fee Transmittal Form PTO/SB/17;
- Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1);
- Preliminary Amendment and Submission of Substitute Sequence Listing Under 37 C.F.R. § 1.825(a), including paper and computer copy of sequence listing; Declaration for Patent Application, executed by Jonathon Michael

BLACKBURN, Mitali SAMADDAR and Roland Z. KOZLOWSKI:

- Declaration for Patent Application, executed by Michelle Ann MULDER; 6.
- 7. Declaration for Patent Application, executed by John David SUTHERLAND:
- 8. Power of Attorney from Assignee, executed by Roland Z. KOZLOWSKI;
- 9. Certificate Under 37 C.F.R. § 3.73(b), executed by Roland Z. KOZLOWSKI:
- 10. Information Disclosure Statement;
- Form PTO-1449, including five (5) cited references;

Sterne, Kessler, Goldstein & Fox PLLC: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents March 11, 2002 Page 2

- 12. Our Check No. 34443 for \$775.00 to cover:
 \$370.00 for Filing Fee for Patent Application (37 C.F.R. § 1.16) (small entity);
 \$140.00 for Multiple Dependent Claim Surcharge (small entity);
 \$_65.00 for Surcharge for late filing of Declaration (37 C.F.R. § 1.16) (small entity);
 \$200.00 for the Extension of Time fee for two (2) months (small entity); and
- 13. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Laure B. Bugardy

Lawrence B. Bugaisky

Attorney for Applicants Registration No. 35,086

Enclosures

P:\USERS\YWANG\0623\0860002\reply-nfmp-pto-cvl

Complete if Known

09/967,321

PTO/SB/17 (10-01)
coved for use through 10/31/2002. OMB 0651-0032
emark Office: U.S. DEPARTMENT OF COMMERCE
fmation unless it displays a valid OMB control number. Patent ar Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of it

Application Number

for	RANSMITTAL FY 2002 The subject to annual revision
TOTAL AMOUNT OF PAYMENT	(\$)775.00

October 1, 2001 Filing Date Jonathon Michael BLACKBURN **First Named Inventor Examiner Name** To Be Assigned **Group Art Unit** 1646 (\$)775.00 Attorney Docket No. 0623.0860002/LBB/Y-W

METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)							
	☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to:			TIONAL Entity		Entity					
Deposit Account Number	19-0036		Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description Fee paid				
Deposit Account Name	Sterne, Kessler, Golds	stein & Fox P.L.L.C.	105	130	205	65	Surcharge - late filing f	ee or oath	65.00		
Пт		127	50	227	25	Surcharge - late provisiona	I filing fee or cover shee	et			
☐ Charge Any Additional Fee Required Under 37 CFR §§ 1.16 and 1.17		139	130	139	130	Non-English specifi					
Applicant claims small entity status See 37 CFR 1.27			147	2,520	147	2,520	For filing a request fo	filing a request for ex parte reexamination			
See 37 CFR	112	920*	112	920*	Requesting publication of SIR prior to Examiner action						
2. A Payment Enc	113	1,840*	113	1,840*	Requesting publication of	of SIR after Examiner	action				
☐ Credit card ☐ Money Order ☐ Other* *Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.				110	215	55	Extension for reply w				
	116	400	216	200	Extension for reply w	ithin second month	200.00				
1. BASIC FILING FEE			117	920	217	460	Extension for reply w	ithin third month			
Large Entity Sma Fee Fee Fee		ntion Foe Boid	118	1,440	218	720	Extension for reply w	ithin fourth month			
Code (\$) Cod		Fee Description Fee Paid	128	1,960	228	980	Extension for reply w	ithin fifth month			
101 740 201	370 Utility filing f	fee <u>370.00</u>	119	320	219	160	Notice of Appeal				
106 330 206	165 Design filing	fee	120	320	220	160	Filing a brief in support of an appeal				
107 510 207	255 Plant filing for		121	280	221	140	Request for oral hearing				
108 740 208	370 Reissue filin		138	1,510	138	1,510	Petition to institute a public use proceeding				
114 160 214	80 Provisional f	filing fee	140	110	240	55	Petition to revive - un				
SUBTOTAL (1) (\$) 370.00			141	1,280	241	640	Petition to revive - un				
SUBTUTAL	142	1,280	242	640	Utility issue fee (or reissue)						
			143 144	460	243	230	Design issue fee				
			122	620 130	244	310	Plant issue fee				
S EVEDA OLAUS	j		122	130	Petitions to the Commissioner						
2. EXTRA CLAIMI	123 126	130	123	130	Petitions related to provisional applications						
Total Claims 20** = X =				180	126	180	Submission of Information Disclosure Stmt				
	3** = X _		581	40	481	40	Recording each patent assignment per property (times number of properties)				
Multiple Dependent		140 = 140	146	740	246	370	Filing a submission after final rejection (37 CFR 1.129(a))				
Large Entity Smal Fee Fee Fee Code (\$) Code	Fee Fee Desc (\$)	cription	149	740	249	370	(37 CFR 1.129(b))				
103 18 203	9 Claims in exce	ess of 20	179	740	279	370	Request for Continue	d Examination (RC	E)		
102 84 202	42 Independent c	claims in excess of 3	169	900	169	900	Request for expedited examination of a design				
104 280 204	140 Multiple depen		O#- 1	··			application				
108 84 209 110 18 210	42 **Reissue inde	ependent claims over original ms in excess of 20 and over	Other fee	(specify):							
110 18 210	9 **Reissue clair original patent	Other fee	(specify) :								
SU	*Reduced	educed by Basic Filing Fee Paid				(2) (A) 005 0					
**or number previously paid, if greater; For Reissues, see above SUBMITTED BY Complete If applicable)											
Complete (if applicable)											
Name (Print/Type) Lawrence B. Bugaisky				(Automorphigan)				202-371-2600			
Signature Bare March 11 2002											



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 2023I
www.uspto.gov

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

09/967,321

10/01/2001

Jonathon M. Blackburn

0623.0860002

26111

STERNE, KESSLER, GOLDSTEIN & FOX PLLC 1100 NEW YORK AVENUE, N.W., SUITE 600 WASHINGTON, DC 20005-3934

NOV 1 4 2001

CONFIRMATION NO. 4288

Date Mailed: 11/09/2001

FORMALITIES LETTER

OC000000007047230

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

03/14/2002 RGEBREM1 00000144 09967321

FILED UNDER 37 CFR 1.53(b)

01 FC:201 02 FC:204 03 FC:205 370.00 OP 140.00 OP 65.00 OP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
 Applicant must submit \$ 370 to complete the basic filing fee for a small entity.
- Total additional claim fee(s) for this application is \$140.
 - \$140 for multiple dependent claim surcharge.
- The oath or declaration is missing.
 A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(I) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 575.
- This application does not contain a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Applicant must provide such statement. If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu

Basic Fee, Excess Fee, Add. 1, Dec. 1, Statement, Seq LB thing JAN 9, 2002 STATBAR JUNE 9,2002 of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase Patentin Software, call (703) 306-2600
- For Patentin Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY